IN THE HIGH COURT OF JUDICATURE
ANDHRA PRADESH
AT HYDERABAD

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO :26362 of 1998

-

-

-

Dated: 26th June 2007.

-

Between:

R.Nageswari, W/o Venkata Narayana, aged about 27 years, R/o Kolimivandla palle, Ramapuram Mandal, Cuddapah District.

..... PETITIONER

AND

The Revenue Divisional Officer, Cuddapah, Cuddapah District and others.

.....RESPONDENTS

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

-

-

W.P.NO.26362 OF 1998

ORAL ORDER:

Present writ petition has been instituted calling in question the action of the respondents in appointing the 4th respondent as a Fair-price Shop Dealer contrary to the notification issued for the said purpose on 8th May 1988, wherein the said dealership for Kolimivandlapalle has been reserved in favour of backward classes. The claim of the writ petitioner is that the 4th respondent belongs to open category and, therefore, the action of respondents 1 to 3 in so appointing the 4th respondent against a reserved slot is illegal.

The learned Assistant Government Pleader for Civil Supplies has pointed out that in terms of the notification dated 08-05-1998, the said dealership for Kolimivandlapalle has no doubt been reserved for backward classes, but for want of appropriate response thereto, the matter was re-examined throwing it for open category and a fresh notification has been issued in that regard in the month of June 1988 and pursuant to the selection that was conducted thereat, the 4th respondent came to be selected. Therefore, the selection and appointment of the 4th respondent as dealer is in accordance with law.

Since there is no material to controvert the

statement made by the Assistant Government Pleader for Civil Supplies, there are no merits in the writ petition.

The writ petition is, therefore, dismissed, but however, without costs.

Nooty Ramamohana Rao, J

mrk

26th June 2007.